

राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शुक्रवार, 07 दिसम्बर, 2018 / 16 मार्गशीर्ष, 1940

हिमाचल प्रदेश सरकार

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 27th November, 2018

No. HHC/GAZ/14-53/74-VI.—In the interest of administration, following transfers and postings of the members of H.P. Judicial Service in the cadre(s) of District Judges/Additional District Judges, Senior Civil Judges and Civil Judges are hereby ordered with immediate effect:—

- 1. The services of Sh. S.C. Kainthla, District and Sessions Judge, Sirmaur at Nahan are placed at the disposal of the State Government for being posted as President, District Consumer Forum, Shimla.
- 2. Sh. Rajan Gupta, President, District Consumer Forum, Mandi is recommended to be transferred and posted as President, District Consumer Forum, Una.
- 3. Sh. Davinder Kumar, President, District Consumer Forum, Una on repatriation is transferred and posted as District and Sessions Judge, Sirmaur at Nahan.
- 4. The services of Sh. Vikas Bhardwaj, Additional District and Sessions Judge, Ghumarwin on his placement as District and Sessions Judge are placed at the disposal of Hon'ble the Chief Justice for being posted as one of the Registrars.
- 5. The services of Sh. Bhuvnesh Awasthi, Additional District and Sessions Judge, Kinnaur at Rampur Bushahr on his placement as District and Sessions Judge are placed at the disposal of the State Government for being posted as President, District Consumer Forum, Mandi.
- 6. Ms. Aparna Sharma, Additional District and Sessions Judge-II, Shimla working on *adhoc* basis is posted as such on officiating basis.
- 7. Ms. Anuja Sood, Additional Secretary (Law) to the Govt. of H.P. on her promotion/appointment as Additional District and Sessions Judge on officiating basis and on being recalled is transferred and posted as Additional District and Sessions Judge, Kinnaur at Rampur Bushahr.
- 8. Sh. Naresh Kumar, Senior Civil Judge-*cum*-CJM, Kullu on his promotion/appointment as Additional District and Sessions Judge on officiating basis is transferred and posted as Additional District and Sessions Judge, Ghumarwin.
- 9. Ms. Kanta Verma, Senior Civil Judge-*cum*-CJM, Lahaul & Spiti at Kullu is transferred and posted as Senior Civil Judge-*cum*-CJM, Kullu.
- 10. Sh. Arvind Kumar, Secretary, District Legal Services Authority, Mandi is transferred and posted as Senior Civil Judge-*cum*-CJM, Lahaul & Spiti at Kullu.
- 11. Sh. Aslam Beg, Civil Judge-*cum*-JMIC-II, Paonta Sahib on his appointment/promotion as Senior Civil Judge on officiating basis is posted as Secretary, District Legal Services Authority, Mandi.
- 12. The Services of Ms. Neha Sharma, Civil Judge-*cum*-JMIC, Jogindernagar, on her appointment/promotion as Senior Civil Judge on officiating basis are placed at the disposal of the State Government for being posted as Additional Secretary (Law) to the Government of H.P.
- 13. Sh. Ashok Kumar-II, Civil Judge-*cum*-JMIC (III), Mandi is transferred and posted as such at Jogindernagar.

All the Judicial Officers are directed to join within one week.

By order of the Hon'ble High Court, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 24th November, 2018

No. HHC/Admn.6 (20)/77-XX.—It is hereby notified for general information that the High Court of Himachal Pradesh shall remain closed for the winter vacation from January 14, 2019 to February 23, 2019 and for summer vacation from June 3, 2019 to June 7, 2019. The High Court will resume its sitting from Monday the 25th February, 2019 and Monday the 10th June, 2019, after observing winter and summer vacations/gazetted holidays.

The Office of the High Court will remain open during the winter and summer vacations and will receive from parties and persons such petitions and other documents as they may choose to present. All petitions and applications falling under the civil jurisdiction of the Court, which are not of an urgent nature, will be listed after re-opening of the Court.

Urgent Criminal and Civil matters shall continue to be heard during the Vacations by the Vacation Judges.

Limitation will be regulated as per Section 4 of the Limitation Act, 1963 during the vacations/holidays.

By order of the Hon'ble High Court, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 24th November, 2018

No. HHC/Admn.6 (20)/77-XX.—It is hereby notified for general information that Civil Courts in Himachal Pradesh shall remain closed for annual vacation as under:

Civil Courts in Winter Zone, comprising of Districts Shimla, Mandi, Bilaspur, Solan (Except the Courts of Senior Civil Judges/Civil Judges, Nalagarh), Kinnaur, Kangra (Except the Courts of Senior Civil Judges/Civil Judges, Nurpur, Indora, Dehra and Jawali), Lahaul and Spiti, Chamba, Sirmaur (Except the Courts of Senior Civil Judges/Civil Judges, Paonta Sahib) and Kullu will observe the annual vacation from January 21, 2019 to February 16, 2019.

Civil Courts in Summer Zone comprising of Districts Una, Hamirpur and the Courts of Senior Civil Judges/Civil Judges, Nalagarh in Solan District, Courts of Senior Civil Judges/Civil Judges, Nurpur, Indora, Dehra and Jawali in Kangra District and Paonta Sahib in Sirmaur District will observe the annual vacation from June 17, 2019 to July 12, 2019.

Limitation will be regulated as per Section 4 of the Limitation Act, 1963 during the Vacations/ Holidays.

By order of the Hon'ble High Court, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 21st November, 2018

No. HHC/GAZ/14-329/2012.—Hon'ble the Chief Justice has been pleased to grant 12 days earned leave *w.e.f.* 26-11-2018 to 07-12-2018 with permission to prefix Sunday falling on 25-11-2018 and suffix Second Saturday and Sunday falling on 08-12-2018 & 09-12-2018 in favour of Sh. Gaurav Kumar, Mobile Traffic Magistrate, Solan and Sirmaur at Solan, H.P.

Certified that Sh. Gaurav Kumar is likely to join the same post and at the same station from where he proceeds on leave, after expiry of the above period of leave.

Also certified that Sh. Gaurav Kumar would have continued to hold the post of Mobile Traffic Magistrate, Solan and Sirmaur at Solan, H.P., but for his proceeding on leave for the above period.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 21st November, 2018

No.HHC/GAZ/14-377/2016.—Hon'ble the Chief Justice has been pleased to grant 01 day earned leave for 24-11-2018 with permission to prefix Gazetted holiday falling on 23-11-2018 and suffix Sunday falling on 25-11-2018 in favour of Sh. Vishal, Civil Judge-*cum*-JMIC (II), Sarkaghat, District Mandi, H.P.

Certified that Sh. Vishal is likely to join the same post and at the same station from where he proceeds on leave, after expiry of the above period of leave.

Also certified that Sh. Vishal would have continued to hold the post of Civil Judge-*cum*-JMIC (II), Sarkaghat, District Mandi, H.P., but for his proceeding on leave for the above period.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 20th November, 2018

No. HHC/GAZ/14-361/2015.—Hon'ble the Chief Justice has been pleased to grant 04 days earned leave *w.e.f.* 21-11-2018 to 24-11-2018 with permission to suffix Sunday falling on 25-11-2018 in favour of Ms. Sonal Thama, Civil Judge-*cum*-JMIC, Arki, District Solan, H.P.

Certified that Ms. Sonal Thama is likely to join the same post and at the same station from where she proceeds on leave, after expiry of the above period of leave.

Also certified that Ms. Sonal Thama would have continued to hold the post of Civil Judge-cum-JMIC, Arki, District Solan, H.P., but for her proceeding on leave for the above period.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 19th November, 2018

No. HHC/GAZ/14-363/2015.—Hon'ble the Chief Justice has been pleased to grant 03 days earned leave *w.e.f.* 24-11-2018 to 26-11-2018 with permission to prefix Gazetted holiday falling on 23-11-2018 in favour of Sh. R. Mihul Sharma, Civil Judge-*cum*-JMIC (III), Una, H.P.

Certified that Sh. R. Mihul Sharma is likely to join the same post and at the same station from where he proceeds on leave, after expiry of the above period of leave.

Also certified that Sh. R. Mihul Sharma would have continued to hold the post of Civil Judge-*cum*-JMIC (III), Una, H.P., but for his proceeding on leave for the above period.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 24th November, 2018

No. HHC/GAZ/14-339/2014.—Hon'ble the Chief Justice has been pleased to grant *ex-post-facto* sanction of 03 days commuted leave *w.e.f.* 18-09-2018 to 20-09-2018 with permission to suffix gazetted holiday fell on 21-09-2018 in favour of Ms. Anshu Chaudhary, Civil Judge-*cum*-JMIC (II), Hamirpur, H.P.

Certified that Ms. Anshu Chaudhary has joined the same post and at the same station from where she proceeded on leave, after expiry of the above period of leave.

Also certified that Ms. Anshu Chaudhary would have continued to hold the post of Civil Judge-*cum*-JMIC (II), Hamirpur, H.P., but for her proceeding on leave for the above period.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 21st November, 2018

No. HHC/Admn.6 (23)/74-XVI.—Hon'ble the Chief Justice in exercise of the powers vested in him under Rule 2(32) of Chapter 1 of H.P. Financial Rules, 2009, has been pleased to declare the Civil Judge-*cum*-JMIC (I), Solan, HP as Drawing and Disbursing Officer in respect of the Court of Mobile Traffic Magistrate, Solan and Sirmaur at Solan, H.P. and also the Controlling Officer for the purpose of T.A. etc. in respect of establishments attached to the aforesaid courts under head "2014—Administration of Justice" during the leave period of Sh. Gaurav Kumar, Mobile Traffic Magistrate, Solan and Sirmaur at Solan, H.P. *w.e.f.* 26-11-2018 to 07-12-2018 with permission to prefix Sunday falling on 25-11-2018 and suffix Second Saturday & Sunday falling on 08-12-2018 & 09-12-2018 or till he returns from leave.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 19th November, 2018

No. HHC/Admn.6 (23)/74-XVI.—Hon'ble the Chief Justice in exercise of the powers vested in him under Rule 2(32) of Chapter 1 of H.P. Financial Rules, 2009, has been pleased to declare the Civil Judge-*cum*-JMIC (II), Una, HP as Drawing and Disbursing Officer in respect of the Courts of Civil Judge-*cum*-JMIC, Court No. III & IV, Una, H.P. and also the Controlling Officer for the purpose of T.A. etc. in respect of establishments attached to the aforesaid courts under head "2014–Administration of Justice" during the leave period of Sh. R. Mihul Sharma, Civil Judge-*cum*-JMIC (III), Una, H.P. *w.e.f.* 24-11-2018 to 26-11-2018 or till he returns from leave.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 24th November, 2018

No. HHC/Admn.16 (22)75-IV.—The Hon'ble Chief Justice, in exercise of the powers vestedin him U/S 139(b) of the Code of Civil Procedure, 1908, U/S 297(1) (b) of the Code of Criminal Procedure, 1973 and Rule 5(vi) of the H.P. Oath Commissioners(Appointment & Control) Rules, 2007 has been pleased to appoint Ms. Usha Devi, Advocate as Oath Commissioner at

Nahan, H.P. for a period of two years with immediate effect for administering oaths and affirmations on affidavits to the deponents under the aforesaid Codes and Rules.

By order, Sd/-Registrar General.

HIGH COURT OF HIMACHAL PRADESH, SHIMLA-171 001

NOTIFICATION

Shimla, the 24th November, 2018

No. HHC/Admn.16 (22)part.—The Hon'ble Chief Justice, in exercise of the powers vested in him U/S 139(b) of the Code of Civil Procedure, 1908, U/S 297(1) (b) of the Code of Criminal Procedure, 1973 and Rule 5(vi) of the H.P. Oath Commissioners(Appointment & Control) Rules, 2007 has been pleased to appoint Ms. Rama Kumari, Advocate as Oath Commissioner at Rajgarh, H.P. for a period of two years with immediate effect for administering oaths and affirmations on affidavits to the deponents under the aforesaid Codes and Rules.

By order, Sd/-Registrar general.

विधि विभाग

अधिसूचना

शिमला-2, 14 नवम्बर, 2018

संख्या एल.एल.आर.—ए.(3)—1/2013.——हिमाचल प्रदेश के राज्यपाल, विधिक सेवा प्राधिकरण अधिनियम, 1987 (1987 का अधिनियम संख्यांक 39) की धारा 6 की उपधारा (5) और (6) के साथ पिटत धारा 28 की उपधारा (2) के खण्ड (ङ) द्वारा प्रदत्त शिक्तयों का प्रयोग करते हुए, हिमाचल प्रदेश उच्च न्यायालय के मुख्य न्यायमूर्ति के परामर्श से, हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण में आशुटंकक, वर्ग—III (अराजपत्रित) के पद के लिए इस अधिसूचना से संलग्न उपाबन्ध—"क" के अनुसार भर्ती और प्रोन्नित नियम बनाते हैं, अर्थात्:—

- 1. संक्षिप्त नाम और प्रारम्भ.—(1) इन नियमों का संक्षिप्त नाम हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण, आशुटंकक, वर्ग—III (अराजपत्रित) भर्ती और प्रोन्निति नियम, 2018 है।
 - (2) ये नियम राजपत्र ई-गज़ट, हिमाचल प्रदेश में इनके प्रकाशन की तारीख से प्रवृत्त होंगे।

आदेश द्वारा, हस्ताक्षरित / — (यशवन्त सिंह चोगल), विधि परामर्शी एवं प्रधान सचिव (विधि)।

उपबन्ध–''क''

हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण, शिमला में आशुटंकक, वर्ग—III (अराजपत्रित) के पद के लिए भर्ती और प्रोन्नित नियम

- **1. पद का नाम**.—आशुटंकक
- **2. पद(पदों) की संख्या.**—7 (सात)
- 3. वर्गीकरण.—वर्ग-III (अराजपत्रित) लिपिक वर्गीय सेवाएं
- **4. वेतनमान.**—(1) नियमित पदधारी (पदधारियों) के लिए पे बैण्ड.—(i) 5910—20200 / —रुपए जमा 2000 / रुपए ग्रेड पे।
 - (ii) दो वर्ष की नियमित सेवा के पश्चात.—10300—34800 / -रुपए जमा 3200 / -रुपए ग्रेड पे।
- (II) संविदा पर नियुक्त कर्मचारी (कर्मचारियों) के लिए उपलब्धियां.——स्तम्भ संख्या 15—क में दिए गए ब्योरे के अनुसार 7910 / रुपए प्रतिमास।
 - 5. "चयन" पद अथवा "अचयन" पद.——लागू नहीं।
 - 6. सीधी भर्ती के लिए आयु.--18 से 45 वर्षः

परन्तु सीधे भर्ती किए जाने वाले व्यक्तियों के लिए ऊपरी आयु सीमा, तदर्थ या संविदा के आधार पर नियुक्त व्यक्तियों सहित, पहले से ही सरकार की सेवा में रत अभ्यर्थियों को लागू नहीं होगी :

परन्तु यह और कि यदि तदर्थ या संविदा के आधार पर नियुक्त किया गया अभ्यर्थी इस रूप में नियुक्ति की तारीख को अधिक आयु का हो गया हो, तो वह उसकी ऐसी तदर्थ या संविदा पर की गई नियुक्ति के कारण विहित आयु में शिथिलीकरण का पात्र नहीं होगाः

परन्तु यह और कि ऊपरी आयु सीमा में, अनुसूचित जातियों / अनुसूचित जनजातियों / अन्य पिछड़ा वर्गों और व्यक्तियों के अन्य प्रवर्गों के लिए, उस विस्तार तक शिथिलीकरण किया जाएगा जितना कि हिमाचल प्रदेश सरकार के साधारण या विशेष आदेश (आदेशों) के अधीन अनुज्ञेय है:

परन्तु यह और भी कि समस्त पब्लिक सेक्टर निगमों तथा स्वायत्त निकायों के कर्मचारियों को, जो ऐसे पब्लिक सेक्टर निगमों तथा स्वायत्त निकायों के प्रारम्भिक गठन के समय ऐसे पब्लिक सेक्टर निगमों / स्वायत्त निकायों में आमेलन से पूर्व सरकारी कर्मचारी थे, सीधी भर्ती के लिए आयु सीमा में ऐसी ही रियायत अनुज्ञात की जाएगी जैसी सरकारी कर्मचारियों को अनुज्ञेय है। ऐसी रियायत, तथापि पब्लिक सेक्टर निगमों / स्वायत्त निकायों के ऐसे कर्मचारिवृन्द को अनुज्ञेय नहीं होगी जो तत्पश्चात् ऐसे निगमों / स्वायत्त निकायों द्वारा नियुक्त किए गए थे / किए गए हैं और उन पब्लिक सेक्टर निगमों / स्वायत्त निकायों के प्रारम्भिक गठन के पश्चात् ऐसे निगमों / स्वायत्त निकायों की सेवा में अन्तिम रूप से आमेलित किए गए हैं / किए गए थे।

टिप्पण.—सीधी भर्ती के लिए आयु सीमा की गणना उस वर्ष के प्रथम दिवस से की जाएगी जिसमें कि पद (पदों) को आवेदन आमन्त्रित करने के लिए, यथास्थिति, विज्ञापित किया गया है या नियोजनालयों को अधिसूचित किया गया है।

7. सीधे भर्ती किए जाने वाले व्यक्ति (व्यक्तियों) के लिए अपेक्षित न्यूनतम शैक्षिक और अन्य अर्हताएं.—(क) अनिवार्य अर्हता(एं).—(i) किसी मान्यता प्राप्त विश्वविद्यालय से स्नातक की उपाधि या इसके समतुल्य अर्हता।

(ii) आशुलिपि में और कम्प्यूटर पर टंकण में निम्नलिखित गति आवश्य होनी चाहिए

आशुलिपि में गित: अंग्रेज़ीः साठ शब्द प्रति मिनट, हिन्दीः साठ शब्द प्रति मिनट,

कम्प्यूटर में टंकण में गति : अंग्रेज़ी : पच्चीस शब्द प्रति मिनट, हिन्दी : पच्चीस शब्द प्रति मिनट

परन्तु अभ्यर्थी को प्रारम्भिक भर्ती के समय आशुलिपि की परीक्षा विहित गति से किसी एक भाषा अर्थात् हिन्दी या अंग्रेज़ी में उत्तीर्ण करनी होगीः

परन्तु यह और कि अभ्यर्थी(यों) को प्रारम्भिक भर्ती के समय दोनों ही भाषाओं में टंकण की परीक्षा उत्तीर्ण करनी होगीः

परन्तु यह और भी कि उस पदधारी, जिसने प्रारम्भिक भर्ती के समय आशुलिपि की परीक्षा विहित गित से किसी एक भाषा में उत्तीर्ण कर ली है, को आशुलिपि की परीक्षा दूसरी भाषा में भी नियुक्ति की तारीख से तीन वर्ष की अविध के भीतर उत्तीर्ण करनी होगी। ऐसे अभ्यर्थी (अभ्यर्थियों) के नियुक्ति पत्र में, जो दूसरी भाषा में आशुलिपि की परीक्षा अर्हित नहीं करता है / करते हैं, विनिर्दिष्ट रूप से यह शर्त अन्तर्विष्ट होगी कि उसे दूसरी भाषा में आशुलिपि की परीक्षा तीन वर्ष की अविध के भीतर उत्तीर्ण करनी होगी और यिव वह दूसरी भाषा में आशुलिपि की परीक्षा तीन वर्ष की अविध के भीतर अर्हित कर लेता है तो वह / वे देय तारीख से अपनी वार्षिक वेतनवृद्धि प्राप्त करने के लिए पात्र होगा / होंगे और वह / वे केवल विहित परीक्षा अर्हित करने की तारीख से ही अपनी वार्षिक वेतनवृद्धि प्राप्त करने के लिए पात्र होगा / होंगे।

- (iii) भर्ती प्राधिकरण द्वारा यथाविहित कम्प्यटूर पर शब्द प्रसंस्करण का ज्ञान होना चाहिए।
- (क) वांछनीय अर्हता(एं).—हिमाचल प्रदेश की रूढियों, रीतियों और बोलियों का ज्ञान और प्रदेश में विद्यमान विशिष्ट दशाओं में नियुक्ति के लिए उपयुक्तता।
- 8. सीधे भर्ती किए जाने वाले व्यक्ति (व्यक्तियों) के लिए विहित आयु और शैक्षिक अर्हता प्रोन्नत व्यक्ति (व्यक्तियों) की दशा में लागू होंगी या नहीं.— आयु.— लागू नहीं।

शैक्षिक अर्हता.——लागू नहीं।

- 9. परिवीक्षा की अवधि, यदि कोई हो.——(i) सीधी भर्ती दशा में.——(क) दो वर्ष, जिसका एक वर्ष से अनिधक ऐसी और अविध के लिए विस्तार किया जा सकेगा जैसा सक्षम प्राधिकारी विशेष परिस्थितियों में और कारणों को लिखित में अभिलिखित करके आदेश दे।
 - (ख) संविदा के आधार पर, नियुक्ति पर परिवीक्षा नहीं होगी।
- 10. भर्ती की पद्धति:—भर्ती सीधी होगी या प्रोन्निति/सैकेण्डमैण्ट/स्थानान्तरण द्वारा और विभिन्न पद्धितयों द्वारा भरे जाने वाले पद(पदों) की प्रतिशतता.——शतप्रतिशत सीधी भर्ती द्वारा यथास्थिति, नियमित आधार पर या संविदा के आधार पर भर्ती द्वारा।
- 11. प्रोन्नति, सैकेण्डमैण्ट/स्थानान्तरण द्वारा भर्ती की दशा में वे श्रेणियां (ग्रेड) जिनसे प्रोन्नति/सैकेण्डमैण्ट/स्थानान्तरण किया जाएगा.——लागू नहीं।
- 12. यदि विभागीय प्रोन्नित समिति विद्यमान हो तो उसकी संरचना.——(क) विभागीय प्रोन्नित समिति.—लागू नहीं।
- (ख) विभागीय स्थायीकरण समिति.—जैसी हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण द्वारा समय—समय पर गठित की जाए।

- 13. भर्ती करने में जिन परिस्थितियों में हिमाचल प्रदेश लोक सेवा आयोग से परामर्श किया जाएगा.——लागू नहीं।
- 14. सीधी भर्ती के लिए अनिवार्य अपेक्षा.—किसी सेवा या पद पर नियुक्ति के लिए अभ्यर्थी का भारत का नागरिक होना अनिवार्य है।
- 15. सीधी भर्ती द्वारा पद पर नियुक्ति के लिए चयन.—सीधी भर्ती के मामले में पद पर नियुक्ति के लिए चयन ऐसी रीति में किया जाएगा जो भर्ती अभिकरण अर्थात्, हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण द्वारा अवधारित किया जाए।
- **15—क. संविदा नियुक्ति द्वारा पद पर नियुक्ति के लिए चयन.—**इन नियमों में किसी बात के होते हुए भी पद पर संविदात्मक नियुक्ति नीचे दिए गए निबन्धनों और शर्तों के अध्यधीन की जाएगी:—
- (I) संकल्पना.——(क) इस पॉलिसी के अधीन हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण में आशुटंकक, को संविदा के आधार पर प्रारम्भ में एक वर्ष के लिए लगाया जाएगा जिसे वर्षानुवर्ष आधार पर और आगे बढ़ाया जा सकेगाः

परन्तु संविदा अविध में वर्षानुवर्ष आधार पर विस्तारण / नवीकरण के लिए सम्बद्ध विभागाध्यक्ष यह प्रमाण पत्र जारी करेगा कि संविदा पर नियुक्त व्यक्ति की सेवा और आचरण वर्ष के दौरान सन्तोषजनक रहा है और केवल तभी उसकी संविदा की अविध नवीकृत / विस्तारित की जाएगी।

- (ख) सदस्य सचिव, विधिक सेवाएं प्राधिकरण अधिनियम, 1987 की धारा 6 (5) के अधीन रिक्त पद (पदों) को संविदा के आधार पर भरने के लिए सरकार का अनुमोदन प्राप्त करने के पश्चात् रिक्त पदों के ब्योरे कम से कम दो अग्रणी समाचार पत्रों में प्रकाशित करवाएगा और विहित अर्हताएं और इन नियमों में यथा विहित अन्य पात्रता शर्तों को पूर्ण करने वाले अभ्यर्थियों से आवेदन आमन्त्रित करेगा।
 - (ग) चयन इन नियमों में विहित पात्रता शर्तों के अनुसार किया जाएगा।
- (II) संविदात्मक उपलिख्यां.— संविदा के आधार पर नियुक्त आशुटंकक को 7910 / रुपए की दर से समेकित नियत संविदात्मक रकम (जो पे बैण्ड के न्यूनतम जमा ग्रेड पे के बराबर होगी) प्रतिमास संदत्त की जाएगी। यदि संविदा में एक वर्ष से अधिक की बढ़ौतरी की जाती है तो पश्चात्वर्ती वर्ष / वर्षों के लिए संविदात्मक उपलिख्यों में 237 / रुपए (पद के पे बैण्ड का न्यूनतम जमा ग्रेड पे का तीन प्रतिशत) की रकम वार्षिक वृद्धि के रूप में अनुज्ञात की जाएगी।
- (III) नियुक्ति / अनुशासन प्राधिकारी.—सदस्य सचिव, हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण नियुक्ति और अनुशासन प्राधिकारी होगा।
- (IV) चयन प्रक्रिया.—संविदा के आधार पर भर्ती के मामले में पद पर नियुक्ति के लिए चयन ऐसी रीति में किया जाएगा जो भर्ती अभिकरण अर्थात् हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण द्वारा अवधारित किया जाए।
- (V) संविदात्मक नियुक्तियों के लिए चयन सिमिति.—जैसी सम्बद्ध भर्ती अभिकरण अर्थात् सदस्य सिचव, हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण, शिमला द्वारा समय—समय पर गठित की जाए।
- (VI) करार.—अभ्यर्थी को चयन के पश्चात् इन नियमों से संलग्न परिशिष्ट—"I" के अनुसार करार हस्ताक्षरित करना होगा।
- (VII) निबन्धन और शर्तें.——(क) संविदा के आधार पर नियुक्त व्यक्ति को 7910 / रुपए प्रतिमास की दर से नियत संविदात्मक रकम (जो पे बैण्ड के न्यूनतम जमा ग्रेड पे के बराबर होगी) प्रतिमास संदत्त की

जाएगी। संविदा पर नियुक्त व्यक्ति आगे बढ़ाए गए वर्ष / वर्षों के लिए संविदात्मक रकम में 237 / — रुपए (पद के पे बैण्ड का न्यूनतम जमा ग्रेड पे का तीन प्रतिशत) की रकम की वार्षिक वृद्धि का हकदार होगा और अन्य कोई सहबद्ध प्रसुविधाएं जैसे वरिष्ठ / चयन वेतनमान आदि नहीं दिया जाएगा।

- (ख) संविदा पर नियुक्त व्यक्ति की सेवा पूर्णतया अस्थायी आधार पर होगी। यदि संविदा पर नियुक्त व्यक्ति का कार्यपालन/आचरण ठीक नहीं पाया जाता है तो नियुक्ति पर्यवसित (समाप्त) किए जाने के लिए दायी होगी।
- (ग) संविदा पर नियुक्त व्यक्ति, एक कलैण्डर वर्ष में, एक मास की सेवा पूरी करने के पश्चात् एक दिन के आकिस्मक अवकाश, दस दिन के चिकित्सा अवकाश और पांच दिन के विशेष अवकाश का हकदार होगा / होगी। संविदा पर नियुक्त महिला को दो जीवित बच्चों तक एक सौ अस्सी दिन का प्रसूति अवकाश दिया जा सकेगा। संविदा पर नियुक्त महिला पूरी सेवा के दौरान, गर्भपात हो जाने सिहत गर्भपात कराने की दशा में, प्राधिकृत चिकित्सा अधिकारी द्वारा जारी चिकित्सा प्रमाण—पत्र प्रस्तुत करने पर पैंतालीस दिन से अनिधक प्रसूति अवकाश (जीवित बच्चों की संख्या का विचार किए बिना) के लिए भी हकदार होगी। संविदा पर नियुक्त कर्मचारी चिकित्सा प्रतिपूर्ति और एल० टी० सी० आदि के लिए हकदार नहीं होगा / होगी। संविदा पर नियुक्त व्यक्ति को उपरोक्त के सिवाय किसी अन्य प्रकार का कोई अवकाश अनुज्ञात नहीं होगा।

अनुपभुक्त आकस्मिक अवकाश, चिकित्सा अवकाश और विशेष अवकाश एक कैलेण्डर वर्ष तक संचित किया जा सकेगा और आगामी कैलेण्डर वर्ष के लिए अग्रनीत नहीं किया जाएगा।

(घ) नियन्त्रक अधिकारी के अनुमोदन के बिना कर्त्तव्य (ड्यूटी) से अनिधकृत अनुपस्थिति से स्वतः ही संविदा का पर्यवसान (समापन) हो जाएगा। तथापि आपवादिक मामलों में जहां पर चिकित्सा आधार पर कर्त्तव्य से अनिधकृत अनुपस्थिति के हालात संविदा पर नियुक्त व्यक्ति के नियन्त्रण से बाहर हों तो उसके नियमितीकरण के मामले में विचार करते समय ऐसी अविध अपवर्जित नहीं की जाएगी, किन्तु पदधारी को इस बाबत समय पर नियन्त्रक प्राधिकारी को सूचित करना होगा। तथापि संविदा पर नियुक्त व्यक्ति कर्त्तव्य से अनुपस्थिति की ऐसी अविध के लिए संविदात्मक रकम का हकदार नहीं होगा:

परन्तु उसे सरकार के प्रचलित अनुदेशों के अनुसार, चिकित्सा अधिकारी द्वारा जारी किए गए बीमारी/आरोग्य प्रमाण-पत्र को प्रस्तुत करना होगा।

- (ङ) संविदा के आधार पर नियुक्त पदधारी जिसने तैनाती के एक स्थान पर तीन वर्ष का कार्यकाल पूर्ण कर लिया हो, आवश्यकता के आधार पर स्थानान्तरण हेतु पात्र होगा, जहां भी प्रशासनिक आधारों पर अपेक्षित हो।
- (च) चयनित अभ्यर्थी को सरकारी / रिजस्ट्रीकृत चिकित्सा व्यवसायी से अपना आरोग्य प्रमाण—पत्र प्रस्तुत करना होगा। बारह सप्ताह से अधिक गर्भवती महिला अभ्यर्थी प्रसव होने तक अस्थायी तौर पर अनुपयुक्त समझी जाएगी। ऐसी महिला अभ्यर्थी का किसी प्राधिकृत चिकित्सा अधिकारी / व्यवसायी से उपयुक्तता के लिए पुनः परीक्षण करवाया जाएगा।
- (छ) संविदा पर नियुक्त व्यक्ति का, यदि अपने पदीय कर्त्तव्यों के सम्बन्ध में दौरे पर जाना अपेक्षित हो, तो वह उसी दर पर, जैसी कि नियमित प्रतिस्थानी पदधारी को वेतनमान के न्यूनतम पर लागू है, यात्रा भत्ते / दैनिक भत्ते का हकदार होगा / होगी।
- (ज) नियमित कर्मचारियों की दशा में यथा लागू सेवा नियमों जैसे एफ0 आर0—एस0 आर0, छुट्टी नियम, साधारण भविष्य निधि नियम, पेंशन नियम तथा आचरण नियम आदि के उपबन्ध संविदा पर नियुक्त व्यक्तियों की दशा में लागू नहीं होंगे। संविदा पर नियुक्त व्यक्तियों को कर्मचारी बीमा स्कीम के साथ—साथ ई.पी.एफ. / जी.पी.एफ. भी लागू नहीं होगा।
- 16. आरक्षण.—सेवा में नियुक्ति, हिमाचल प्रदेश सरकार द्वारा, समय—समय पर अनुसूचित जातियों / अनुसूचित जनजातियों / अन्य पिछड़े वर्गों और व्यक्तियों के अन्य प्रवर्गों के लिए सेवा में आरक्षण की बाबत जारी किए गए आदेशों के अधीन होगी।

17. विभागीय परीक्षा.—लागू नहीं।

18. शिथिल करने की शक्ति.—जहां हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण की यह राय हो कि ऐसा करना आवश्यक या समीचीन है, वहां वह, कारणों को लिखित में अभिलिखित करके आदेश द्वारा, इन नियमों के किसी/किन्हीं उपबन्ध (उपबन्धों) को किसी वर्ग या व्यक्ति (व्यक्तियों) के प्रवर्ग या पद (पदों) की बाबत, शिथिल कर सकेगा/सकेगी।

परिशिष्ट-I

आशुटंकक और हिमाचल प्रदेश सरकार के मध्य सदस्य सचिव, हिमाचल प्रदेश राज्य विधिक सेवाएं प्राधिकरण, शिमला के माध्यम से निष्पादित की जाने वाली संविदा / करार का प्ररूप।

यह करार श्री / श्रीमती	पुत्र / पुत्री श्री	
निवासी	संविदा पर नियुक्त व्यक्ति (जिसे इसमें इसके पश्चात्	प्रथम
	दिश के राज्यपाल के मध्य सदस्य संचिव, हिमाचल प्रदेश राज्य वि	
सेवाएं प्राधिकरण, शिमला (जिसे इसमें	इसके पश्चात् द्वितीय पक्षकार कहा गया है) के माध्यम से आज त	तारीख
को किया गया।		

द्वितीय पक्षकार ने उपरोक्त प्रथम पक्षकार को लगाया है और प्रथम पक्षकार ने आशुटंकक के रूप में संविदा के आधार पर निम्नलिखित निबन्धन और शर्तों पर सेवा करने के लिए सहमति दी है:——

परन्तु संविदा अविध में वर्षानुवर्ष आधार पर विस्तारण / नवीकरण के लिए सम्बद्ध विभागाध्यक्ष यह प्रमाण-पत्र जारी करेगा कि संविदा पर नियुक्त व्यक्ति की सेवा और आचरण वर्ष के दौरान संतोषजनक रहा है और केवल तभी उसकी संविदा की अविध नवीकृत / विस्तारित की जाएगी।

- 2. प्रथम पक्षकार की संविदात्मक रकम 7910 / रुपए प्रतिमास होगी।
- 3. प्रथम पक्षकार की सेवा पूर्णतया अस्थायी आधार पर होगी। यदि संविदा पर नियुक्त व्यक्ति का कार्य/आचरण ठीक नहीं पाया जाता है तो नियुक्ति पर्यवसित (समाप्त) की जाने के लिए दायी होगी।
- 4. संविदा पर नियुक्त व्यक्ति, एक कलैण्डर वर्ष में, एक मास की सेवा पूरी करने के पश्चात् एक दिन के आकित्मक अवकाश, दस दिन के चिकित्सा अवकाश और पांच दिन के विशेष अवकाश का हकदार होगा / होगी। संविदा पर नियुक्त मिहला को दो जीवित बच्चों तक एक सौ अस्सी दिन का प्रसूति अवकाश दिया जा सकेगा। संविदा पर नियुक्त मिहला पूरी सेवा के दौरान, गर्भपात हो जाने सिहत गर्भपात कराने की दशा में, प्राधिकृत चिकित्सा अधिकारी द्वारा जारी चिकित्सा प्रमाण—पत्र प्रस्तुत करने पर पैंतालीस दिन से अनिधक प्रसूति अवकाश (जीवित बच्चों की संख्या का विचार किए बिना) के लिए भी हकदार होगी। वह चिकित्सा प्रतिपूर्ति और एल0टी0सी0 आदि के लिए हकदार नहीं होगा / होगी। संविदा पर नियुक्त व्यक्ति को उपरोक्त के सिवाय किसी अन्य प्रकार का कोई अवकाश अनुज्ञात नहीं होगा।

अनुपभुक्त आकस्मिक अवकाश, चिकित्सा अवकाश और विशेष अवकाश एक कलैण्डर वर्ष तक संचित किया जा सकेगा और आगामी कलैण्डर वर्ष के लिए अग्रनीत नहीं किया जाएगा। 5. नियन्त्रक प्राधिकारी के अनुमोदन के बिना कर्त्तव्य (डयूटी) से अनिधकृत अनुपस्थिति से स्वतः ही संविदा का पर्यवसान (समापन) हो जाएगा। तथापि आपवादिक मामलों में जहां पर चिकित्सा आधार पर कर्त्तव्य से अनिधकृत अनुपस्थिति के हालात संविदा पर नियुक्त व्यक्ति के नियन्त्रण से बाहर हों तो उसके नियमितीकरण के मामले में विचार करते समय ऐसी अविध अपवर्जित नहीं की जाएगी, किन्तु पदधारी को इस बाबत समय पर नियन्त्रक प्राधिकारी को सूचित करना होगा। तथापि संविदा पर नियुक्त व्यक्ति कर्त्तव्य से अनुपस्थिति की ऐसी अविध के लिए संविदात्मक रकम का हकदार नहीं होगाः

परन्तु उसे सरकार के प्रचलित अनुदेशों के अनुसार, चिकित्सा अधिकारी द्वारा जारी किए गए बीमारी/आरोग्य प्रमाण-पत्र को प्रस्तुत करना होगा।

- 6. संविदा के आधार पर नियुक्त व्यक्ति जिसने तैनाती के स्थान पर तीन वर्ष का कार्यकाल पूर्ण कर लिया हो, आवश्यकता के आधार पर स्थानान्तरण हेतु पात्र होगा / होगी, जहाँ भी प्रशासनिक आधारों पर अपेक्षित हो।
- 7. चयनित अभ्यर्थी को सरकारी/रजिस्ट्रीकृत चिकित्सा व्यवसायी से अपना आरोग्य प्रमाण-पत्र प्रस्तुत करना होगा। महिला अभ्यर्थियों की दशा में, बारह सप्ताह से अधिक की गर्भावस्था प्रसव होने तक, उसे अस्थायी तौर पर अनुपयुक्त बना देगी। ऐसी महिला अभ्यर्थी का किसी प्राधिकृत चिकित्सा अधिकारी/व्यवसायी से उपयुक्तता के लिए पुनः परीक्षण करवाया जाना चाहिए।
- 8. संविदा पर नियुक्त व्यक्ति का यदि अपने पदीय कर्त्तव्यों के सम्बन्ध में दौरे पर जाना अपेक्षित हो, तो वह उसी दर पर, जैसी कि नियमित प्रतिस्थानी पदधारी को पद के वेतनमान के न्यूनतम पर लागू है, यात्रा भत्ते / दैनिक भत्ते का हकदार होगा / होगी।
- 9. संविदा पर नियुक्त व्यक्ति (व्यक्तियों) को कर्मचारी सामूहिक बीमा स्कीम के साथ—साथ ई०पी०एफ० / जी०पी०एफ० भी लागू नहीं होगा।

इसके साक्ष्यस्वरूप प्रथम पक्षकार और द्वितीय पक्षकार के साक्षियों की उपस्थिति में इसमें सर्वप्रथम उल्लिखित तारीख को अपने—अपने हस्ताक्षर कर दिए हैं।

साक्षियों की उपस्थिति में :

1.			
	(नाम व पूरा पता)	(प्रथम पक्षकार के	हस्ताक्षर)

(नाम व पूरा पता) (द्वितीय पक्षकार के हस्ताक्षर)

LAW DEPARTMENT

NOTIFICATION

Shimla-171002, the 14th November, 2018

No. LLR-A(3)-1/2013-Loose.—In exercise of the powers conferred by clause (e) of subsection (2) of section 28 read with sub-sections (5) and (6) of section 6 of the Legal Services

Authorities Act, 1987 (Act No. 39 of 1987), the Governor, Himachal Pradesh, in consultation with the Chief Justice of the Himachal Pradesh High Court, is pleased to make the Recruitment and Promotion Rules for the post of Steno Typist, Class-III (Non-Gazetted) in the Himachal Pradesh State Legal Services Authority as per Annexure-'A' appended to this notification, namely:—

- 1. Short title and commencement.—(1) These rules may be called the Himachal Pradesh State Legal Services Authority, Steno Typist, Class-III (Non-Gazetted) Recruitment and Promotion Rules, 2018.
- (2) These rules shall come into force from the date of publication in the Rajpatra (e-Gazette), Himachal Pradesh.

By order, Sd/-(YASHWANT SINGH CHOGAL), L.R-cum-Pr. Secretary (Law).

Annexure-A

RECRUITMENT AND PROMOTION RULES FOR THE POST OF STENO TYPIST (NON GAZETTED) CLASS-III IN THE H.P. STATE LEGAL SERVICES AUTHORITY, SHIMLA

- 1. Name of Post.—Steno Typist
- 2. Number of Post(s).—7 (Seven)
- 3. Classification.—Class-III (Non-Gazetted) Ministerial Services
- **4. Scale of Pay.**—(I) Pay band for regular incumbent(s).—(i) Rs. 5910-20200+Rs. 2000/-Grade Pay.
 - (ii) Rs.10300-34800+ Rs. 3200/- Grade pay after two years of regular service.
- (II) Emoluments for Contract Employee(s).—Rs. 7910/-as per details given in Col. No. 15-A
 - 5. Whether "Selection" post or "Non- Selection" post.—Not applicable
 - **6. Age for direct recruitment.**—18 to 45 years :

Provided that the upper age limit for direct recruits will not be applicable to the candidates already in service of the Government including those who have been appointed on *adhoc* or on contract basis:

Provided further that if a candidate appointed on *adhoc* or on contract basis had become over-age on the date he/she was appointed as such, he/she shall not be eligible for any relaxation in the prescribed age-limit by virtue of his/her such *adhoc* or contract appointment:

Provided further that upper age limit is relaxable for Scheduled Castes/Scheduled Tribes/Other Backward Classes and Other categories of persons to the extent permissible under the general or special order(s) of the Himachal Pradesh Government:

Provided further that the employees of all the Public Sector Corporations and Autonomous Bodies who happened to be Government Servant before absorption in Public Sector Corporations/Autonomous Bodies at the time of initial constitution of such Corporations/Autonomous Bodies shall be allowed age concession in direct recruitment as admissible to Government servants. This concession will not, however, be admissible to such staff of the Public Sector Corporations/ Autonomous Bodies who were/are subsequently appointed by such Corporation/ Autonomous Bodies and who are/were finally absorbed in the service of such Corporations/ Autonomous Bodies after initial constitution of the Public Sector Corporations/Autonomous Bodies.

Note.—Age limit for direct recruitment will be reckoned on the first day of the year in which the Post(s) is/are advertised for inviting applications or notified to the Employment Exchanges, as the case may be.

- 7. Minimum Educational and other qualifications required for direct recruit(s).—
 (a) Essential Qualification(s).—(i) Bachelor's degree or its equivalent from a recognized University.
 - (ii) Must possess the following speed in shorthand and typewriting on computers

Speed in Shorthand: English 60 WPM, Hindi 60 WPM

Speed in Typing on Computer: English 25 WPM, Hindi 25 WPM

Provided that at the time of initial recruitment the candidate shall have to pass shorthand test in either of the language *i.e.* in Hindi or English at the prescribed speed:

Provided further that the candidates will have to pass typing test in both the languages at the time of initial recruitment:

Provided further that the incumbent having passed shorthand in one language, at the time of initial recruitment at the prescribed speed, shall have to pass the shorthand test in second language within a period of three years from the date of appointment. The appointment letter of such candidate(s) who does not qualify the shorthand test in second language shall contain the specific condition that he shall have to pass the test in shorthand in second language within a period of three years and if he qualifies the test in shorthand test in second language within a period of three years he will be eligible to draw his annual increment from due dates and the candidate(s) who qualifies the said test after three years will be eligible to draw his first increment only from the date of qualifying the prescribed test.

- (iii) Should have the knowledge of word processing in Computer as prescribed by the recruiting authority.
- (b) Desirable Qualification(s).—Knowledge of customs, manner and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.
- 8. Whether age and educational qualification(s) prescribed for direct recruit(s) will apply in the case of the promotee(s).—Age: N.A.

Educational Qualification: N.A.

- **9. Period of Probation, if any.**—(i) Direct Recruitment.—(a) Two years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and reasons to be recorded in writing.
 - (b) No probation in case of appointment on contract basis.
- 10. Methods of recruitment, whether by direct recruitment or by promotion/secondment/transfer and the percentage of post(s) to be filled in by various methods.—100% by direct recruitment on regular basis or by recruitment on contract basis, as the case may be.
- 11. In case of recruitment by promotion/ secondment/transfer, grade(s) from which promotion/ secondment/ transfer is to be made.—Not applicable.
- 12. If a Departmental Promotion/Confirmation Committee exists, what is its composition.—(a) Departmental Promotion Committee.—Not applicable.
- (b) Departmental confirmation Committee.—As may be constituted by the State Legal Services Authority.
- 13. Circumstances under which the Himachal Pradesh Public Service Commission (HPPSC) is to be consulted in making recruitment.—Not applicable.
- **14.** Essential requirement for a direct recruitment.—A candidate for appointment to any service or post must be a citizen of India.
- **15. Selection for appointment to the post by direct recruitment.**—Selection for appointment to the post in the case of direct recruitment shall be made in the manner as may be determined by the recruiting agency *i.e.* H.P. State Legal Services Authority.
- **15-A** Selection for appointment to the post by contract appointment.—Notwithstanding anything contained in these rules, contract appointment to the post will be made subject to the terms and conditions given below:—
- (I) CONCEPT.—(a) Under this policy the Steno Typist in the H.P. State Legal Services Authority will be engaged on contract basis initially for one year, which may be extendable on year to year basis:

Provided that for extension/renewal of contract period on year to year basis the concerned HOD shall issue a certificate that the service and conduct of the contract appointee is satisfactory during the year and only then his period of contract is to be renewed/extended.

- (b) Under section 6 (5) of the Legal Services Authorities Act, 1987, the Member Secretary after obtaining the approval of the Government to fill up the posts on contract basis will advertise the details of the vacant posts in atleast two leading newspapers and invite applications from candidates having the prescribed qualifications and fulfilling the other eligibility conditions as prescribed in these Rules.
- (c) The selection will be made in accordance with the eligibility conditions prescribed in these rules;
- (II) CONTRACTUAL EMOLUMENTS.—The Steno-Typist appointed on contract basis will be paid consolidated fixed contractual amount @ Rs.7910/- P.M (which shall be equal to

minimum of the pay band + grade pay). An amount of Rs. 237/- (3% of the minimum of pay band + grade pay of the post) as annual increase in contractual emoluments for the subsequent year(s) will be allowed, if contract is extended beyond one year.

- (III) APPOINTING/DISCIPLINARY AUTHORITY.—The Member Secretary, Himachal Pradesh State Legal Services Authority will be the appointing & disciplinary authority.
- (IV) SELECTION PROCESS.—Selection for appointment to the post in the case of contract appointment will be made in the manner as may be determined by the recruiting authority *i.e.* the H.P. State Legal Services Authority.
- **(V) COMMITTEE FOR SELECTION OF CONTRACTUAL APPOINTMENTS.**—As may be constituted by the concerned recruiting agency *i.e.* the Member Secretary, Himachal Pradesh State Legal Services Authority, Shimla from time to time.
- **(VI) AGREEMENT.**—After selection of a candidate, he/she shall sign an agreement as per Appendix-"I" appended to these rules.
- (VII) TERMS AND CONDITIONS.—(a) The contractual appointee will be paid fixed contractual amount @ Rs. 7910/- P.M (which shall be equal to minimum of the pay band+ grade pay). The contract appointee will be entitled for increase in contractual amount @ Rs. 237 /- (3% of minimum of the pay band+grade pay of the post) for further extended years and no other allied benefits such as senior/selection scales etc. will be given.
- (b) The service of the Contract Appointee will be purely on temporary basis. The appointment is liable to be terminated in case the performance/ conduct of the contract appointee is not found satisfactory.
- (c) The contract appointee will be entitled for one day's casual leave after putting one month service,10 days' medical leave and 5 days' special leave in a calendar year. A female contract appointee with less than two surviving children may be granted maternity leave for 180 days. A female contract appointee shall also be entitled for maternity leave not exceeding 45 days (irrespective of the number of surviving children) during the entire service, in case of miscarriage including abortion, on production of medical certificate issued by the authorized Government Medical Officer. A contract employee shall not be entitled for medical re-imbursement and LTC etc. No leave of any other kind except above is admissible to the contract appointee:

Un-availed casual leave, medical leave and special leave can be accumulated upto the calendar year and will not be carried forward for the next calendar year.

(d) Unauthorized absence from the duty without the approval of the Controlling Officer shall automatically lead to the termination of the contract. However, in exceptional cases where the circumstances for un-authorized absence from duty were beyond his/her control on medical grounds, such period shall not be excluded while considering his/her case for regularization but the incumbent shall have to intimate the controlling authority in this regard well in time. However, the contract appointee shall not be entitled for contractual amount for this period of absence from duty:

Provided that he/she shall submit the certificate of illness/fitness issued by the Medical Officer, as per prevailing instructions of the Government.

(e) An official appointed on contract basis who has completed three years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.

- (f) Selected candidate will have to submit a certificate of his/her fitness from a Government/Registered Medical Practitioner. Women candidate pregnant beyond 12 weeks will stand temporarily unfit till the confinement is over. The women candidate shall be re-examined for fitness from an authorized Medical Officer/Practitioner.
- (g) Contract appointee will be entitled to TA/DA if required to go on tour in connection with his/her official duties at the same rate as applicable to regular counterpart official at the minimum of pay scale.
- (h) Provisions of service rules like FR, SR, Leave Rules, GPF Rules, Pension Rules & Conduct rules etc. as are applicable in case of regular employees will not be applicable in case of contract appointees. The Employees Group Insurance Scheme as well as EPF/GPF will also not be applicable to contract appointee(s).
- **16. Reservation.**—The appointment to the service shall be subject to orders regarding reservation in the service for Scheduled Castes/Scheduled Tribes/ Other Backward Classes/other categories of person issued by the Himachal Pradesh Government from time to time.
 - 17. Departmental Examination.—Not applicable
- 18. Powers to relax.—Where the H.P. State Legal Services Authority is of the opinion that it is necessary or expedient to do so, it may, by order for reasons to be recorded in writing relax any of the provisions of these rules with respect to any class or category of person(s) or post(s).

APPENDIX- "I"

Form of contract/agreement to be executed between the Steno Typist and the Government of Himachal Pradesh through Member Secretary, H.P. State Legal Services Authority, Shimla

T	his agree	ment is m	ade on this		day	of	in	the y	ear				between
Sh./Smt.		s/o/d	l/o Shri				r/o_						
contract	appointed	e (hereina	after called	the	FIRST	PAR	ΓY), A	AND T	The	Gove	ernor	of	Himachal
Pradesh	through	Member	Secretary,	H.P.	State	Legal	Service	ces A	utho	rity,	Shim	la,	Himachal
Pradesh	(here-in-a	fter referr	ed to as the	SEC	OND P	ARTY).						

Whereas, the SECOND PARTY has engaged the aforesaid FIRST PARTY and the FIRST PARTY has agreed to serve as a Steno Typist on contract basis on the following terms & conditions:—

l.	That the FIR	ST PA	$\mathbf{R}\mathbf{T}\mathbf{Y}$ sha	all rema	ain in the se	rvice	of th	ne SEC	COND PA	ARTY	as a
	Steno Typist	for a p	eriod of	one yea	ir commenci	ng or	n the o	day of	•		_and
	ending on the	day of	f		It is specif	ficall	y men	tioned	l and agre	ed upo	n by
	both the part	ies that	t the con	tract of	f the		FIRS	T PAI	RTY with	n SECO	OND
	PARTY sha	all <i>ips</i>	so-facto	stand	terminated	on	the	last	working	day	i.e.
	on		and in	formation	on notice sha	ıll no	t be ne	ecessa	ry:		

Provided that for further extension/renewal of contract period the HOD shall issue a certificate that the service and conduct of the contract appointee was satisfactory during the year and only then the period of contract is to be renewed/extended.

- 2. The contractual amount of the FIRST PARTY will be Rs. 7910/- per month
- 3. The service of FIRST PARTY will be purely on temporary basis. The appointment is liable to be terminated in case the performance/conduct of the contract appointee is not found satisfactory.
- 4. Contractual Steno Typist will be entitled for one day's casual leave after putting one month service,10 days medical leave and 5 days special leave in a calendar year. A female contract appointee with less than two surviving children may be granted maternity leave for 180 days. A female contract appointee shall also be entitled for maternity leave not exceeding 45 days (irrespective of the number of surviving children) during the entire service, in case of miscarriage including abortion, on production of medical certificate issued by the authorized Government Medical Officer. He/she shall not be entitled for medical re-imbursement and LTC etc. No leave of any other kind except above is admissible to the contract appointee.

Un-availed casual leave, medical leave and special leave can be accumulated upto the calendar year and will not be carried forward for the next calendar year.

5. Unauthorized absence from the duty without the approval of the Controlling Officer shall automatically lead to the termination of the contract. However, in exceptional cases where the circumstances for un-authorized absence from duty were beyond his/her control on medical grounds, such period shall not be excluded while considering his/her case for regularization but the incumbent shall have to intimate the controlling authority in this regard well in time. However, the contract appointee shall not be entitled for contractual amount for this period of absence from duty:

Provided that he/she shall submit the certificate of illness/fitness issued by the Medical Officer, as per prevailing instructions of the Government.

- 6. An official appointed on contract basis who has completed three years tenure at one place of posting will be eligible for transfer on need based basis wherever required on administrative grounds.
- 7. Selected candidate will have to submit a certificate of his/her fitness from a Government/Registered Medical Practitioner. In case of women candidates pregnant beyond twelve weeks will render her temporarily unfit till the confinement is over. The women candidate should be re-examined for fitness from an authorized Medical Officer/Practitioner
- 8. Contract appointee shall be entitled to TA/DA if required to go on tour in connection with his/her official duties at the same rate as applicable to regular counter-part official at the minimum of pay scale.
- 9. The Employees Group Insurance Scheme as well as EPF/GPF will not be applicable to contractual appointee(s).

IN WITNESS the FIRST PARTY AND SECOND PARTY have herein to set their hands the day, month and year first, above written.

1.		-
	(Name and Full Address)	(Signature of the FIRST PARTY)
2.		
	(Name and Full Address)	(Signature of the SECOND PARTY)

राजपत्र, हिमाचल प्रदेश, 07 दिसम्बर, 2018 / 16 मार्गशीर्ष, 1940

6572

GENERAL ADMINISTRATION DEPARTMENT

SECTION-A

NOTIFICATION

Shimla-2, the 13th November, 2018

- **No.** GAD-A(F)9-3/2018.—The Governor, Himachal Pradesh is pleased to order that the holidays as listed in Annexure-I, will be observed as Gazetted Holidays during the calendar year 2019, in the State of Himachal Pradesh.
- 2. In addition to the holidays mentioned in Annexure-I, all Government employees will be authorized to avail two 'Restricted Holidays' out of those mentioned in Annexure-III.
- 3. Holidays listed in Annexure-II are declared Gazetted Holidays for women employees working in all Government Offices/Boards/Corporations/ Educational Institutions in H.P. These will also be holidays for women employees within the meaning of Section 25 of Negotiable Instruments Act, 1881 and also to daily wage women employees.
- 4. (i) The Deputy Commissioners in the State are authorized to declare two local holidays within their jurisdiction during the Year 2019 in connection with celebration of important fairs and festivals in the respective District/Area.
- (ii) However, for the offices situated within the Municipal limits of Shimla, two local holidays will be declared by the State Government after receiving proposal in this regard from the Deputy Commissioner, Shimla and for the rest of the areas of District Shimla, two local holidays will be declared/decided by the Deputy Commissioner, Shimla as per past practice. For the Offices of H.P. Govt. situated at Delhi, two local holidays will be declared by the State Govt. after receiving proposal from Pr. Resident Commissioner, H.P., New Delhi.
- 5. The holidays listed in Annexure-IV are also declared as gazetted holidays within the meaning of Section 25 of Negotiable Instruments Act, 1881.

By order,

B.K. AGARWAL, *Chief Secretary*.

ANNEXURE-I

Gazetted Holidays for the Year-2019

Sl.	Holiday	Date	Saka	Day of week	
No.					
1.	Statehood Day	25th January, 19	SAKA ERA 1940	Friday	
			Magha 05		
2.	Republic Day	26th January, 19	Magha 06	Saturday	
3.	Guru Ravidas's Birthday	19th February,19	Magha 30	Tuesday	
4.	Maha Shivratri	4th March, 19	Phalguna 13	Monday	
5.	Holi	21st March, 19	Phalguna 30	Thursday	
6.	Ram Navami	13th April, 19	SAKA ERA	Saturday	
			1941		
			Chaitra 23		
7.	Dr. B.R. Ambedkar's Birthday	14th April, 19	Chaitra 24	Sunday	
8.	Himachal Day	15th April, 19	Chaitra 25	Monday	
9.	Good Friday	19th April, 19	Chaitra 29	Friday	
10.	Parshu Ram Jayanti	7th May, 19	Vaisakha 17	Tuesday	
11.	Budha Purnima	18th May, 19	Vaisakha 28	Saturday	
12.	Idu'l Fitr	5th June, 19	Jayeshtha 15	Wednesday	
13.	Sant Guru Kabir Jayanti	17th June, 19	Jayeshtha 27	Monday	
	(Prakato Diwas)				
14.	Idu'l Zuha (Bakrid)	12th August, 19	Sravana 21	Monday	
15.	Independence Day	15th August, 19	Sravana 24	Thursday	
16.	Janmashtami	24th August, 19	Bhadra 2	Saturday	
17.	Muharram	10th September, 19	Bhadra 19	Tuesday	
18.	Mahatma Gandhi's Birthday	2nd October, 19	Asvina 10	Wednesday	
19.	Dussehra	8th October, 19	Asvina 16	Tuesday	
20.	Maharishi Valmiki's Birthday	13th October, 19	Asvina 21	Sunday	
21.	Diwali	27th October, 19	Kartika 5	Sunday	
22.	Guru Nanak's Birthday	12th November,19	Kartika 21	Tuesday	
23.	Christmas Day	25th December, 19	Pausha 04	Wednesday	

ANNEXURE-II

Gazetted Holidays for the Year-2019 for women employees working in all Government Offices/Boards/Corporations/Educational Institutions in H.P. These will also be holidays for women employees under section 25 of Negotiable Instruments Act, 1881 and also to daily waged women employees.

Sl.	Holiday	Date	Saka	Day
No.				
1.	Raksha Bandhan	15th August, 19	SAKA ERA	Thursday
			1941	
			Sravana 24	
2.	Karva Chauth	17th October, 19	Asvina 25	Thursday
3.	Bhai Duj	29th October, 19	Kartika 07	Tuesday

ANNEXURE-III

Restricted Holidays for the Year-2019

Sl.	Holiday	Date	Saka	Day of week
No.				
1.	New Year's Day	1st January, 19	SAKA ERA	Tuesday
			1940	
			Pausha 11	
2.	Lohri	13th January, 19	Pausha 23	Sunday
3.	Makar Sankranti	14th January, 19	Pausha 24	Monday
4.	Basant Panchami	10th February, 19	Magha 21	Sunday
5.	Swami Dayanand	1st March, 19	Phalguna 10	Thursday
	Saraswati Jayanti			
6.	Baisakhi	14th April, 19	SAKA ERA	Saturday
			1941	
			Chaitra 24	
7.	Mahavir Jayanti	17th April, 19	Chaitra 27	Wednesday
8.	Easter Sunday	21st April, 19	Vaisakha 01	Sunday
9.	Maha Ashtami	6th October, 19	Asvina 14	Sunday
10.	Govardhan Puja	28th October, 19	Kartika 06	Monday
11.	Guru Teg Bahadur's	24th November, 19	Agrahayana 03	Sunday
	Martyrdom Day			
12.	Christmas Eve	24th December, 19	Pausha 03	Tuesday

ANNEXURE-IV

Gazetted Holidays for the Year-2019 under Negotiable Instruments Act, 1881

Sl.	Holiday	Date	Saka	Day of
No.				week
1.	Republic Day	26th January, 19	SAKA ERA	Saturday
			1940	
			Magha 06	
2.	Guru Ravidas's	19th February,19	Magha 30	Tuesday
	Birthday			
3.	Maha Shivratri	4th March, 19	Phalguna 13	Monday
4.	Holi	21st March, 19	Phalguna 30	Thursday
5.	Annual Accounts closing	1st April, 19	SAKA ERA	Monday
			1941	
			Chaitra 11	
6.	Budha Purnima	18th May, 19	Vaisakha 28	Saturday
7.	Idu'l Fitr	5th June, 19	Jayeshtha 15	Wednesday
8.	Idu'l Zuha (Bakrid)	12th August, 19	Sravana 21	Monday
9.	Independence Day	15th August, 19	Sravana 24	Thursday
10.	Janmashtami	24th August, 19	Bhadra 2	Saturday
11.	Muharram	10th September,19	Bhadra 19	Tuesday
12.	Mahatma Gandhi's	2nd October, 19	Asvina 10	Wednesday
	Birthday			
13.	Dussehra	8th October, 19	Asvina 16	Tuesday
14.	Diwali	27th October, 19	Kartika 5	Sunday
15.	Guru Nanak's Birthday	12th November,19	Kartika 21	Tuesday
16.	Christmas Day	25th December, 19	Pausha 04	Wednesday

GENERAL ADMINISTRATION DEPARTMENT

SECTION-A

CORRIGENDUM

Shimla-2, the 19th November, 2018

No. GAD-A(F)9-3/2018.—Please read "Friday" instead of "Thursday" and "Sunday" instead of "Saturday" at Sl. No. 5 and 6, respectively in the fifth column of Annexure-III attached to the Notification of even number dated the 13th November, 2018 regarding declaration of holidays for the year 2019.

By order, B. K. AGARWAL, Chief Secretary.

In the Court of Deepti Mandhotra HPAS, Sub-Divisional Magistrate, Chamba, District Chamba (H. P.)

Ajay Kumar s/o Shri Raj Kumar, resident of Village Dhanei, P.O. Saru, Tehsil & Distt. Chamba, H.P. aged 27 years (Husband).

and

Kajal d/o Sh. Kishan Chand, Village Mihani, P.O. Khajjiar, Tehsil & Distt. Chamba, H.P. aged 22 years (Wife) . . . Applicants.

Versus

- 1. The General Public
- 2. The Registrar of Marriages, Himachal Pradesh, Shimla

Subject.—Registration of Marriage under section 16 of Special Marriage Act, 1954.

PUBLIC NOTICE

Whereas, the above named applicants have made an application before me under Section 16 of Special Marriage Act, 1954 alongwith affidavits and other relevant documents stating therein that they have solemnized their marriage on dated 27-12-2016 at Village Mihani, P.O. Khajjiar, Tehsil & Distt. Chamba, H.P. but could not be entered in the records of Gram Panchayat Rinda, Development Block Chamba, H.P. well in time due to some un-avoidable circumstances;

And whereas, they have also stated that they were not aware of the laws for the registration of marriage with the Registrar of Marriages and now, therefore, necessary order for the registration of their marriage be passed, so that their marriage could be registered by the concerned authority accordingly.

Now, therefore, objections are invited from the general public that if, anyone has any objection regarding the registration of the marriage of the above named applicants, they should

appear before the undersigned in my court on or before 26-12-2018 at 10.00 P.M. either personally or through their authorised agent/pleader.

In the event of their failure to do so, orders shall be passed *ex-parte* for the registration of marriage without affording any further opportunity of being heard.

Issued under my hand and seal of the court on this 21st November, 2018.

Seal.

DEEPTI MANDHOTRA, HPAS, Sub-Divisional Magistrate, Chamba, District Chamba (H.P.).

ब अदालत कार्यकारी दण्डाधिकारी, जुब्बल, जिला शिमला, हिमाचल प्रदेश

श्रीमती बलासू पुत्री स्व0 श्री गुलाब सिंह, निवासी गांव व डाकघर मण्ढोल, तहसील जुब्बल, जिला शिमला, हि0 प्र0

बनाम

आम जनता

उनवान मुकद्दमा.—–दरख्वास्त बराए दरुस्त किए जाने प्रार्थिन का नाम भू–राजस्व रिकार्ड महाल सारी, पटवार सर्कल पटसारी, तहसील जुब्बल बारे।

यह कि श्रीमती बलासू पुत्री स्व0 श्री गुलाब सिंह, निवासी गांव व डाकघर मण्ढोल, तहसील जुब्बल, जिला शिमला, हि0 प्र0 अद्योहस्ताक्षरी की अदालत में एक प्रार्थना—पत्र प्रस्तुत किया है जिसमें आग्रह किया गया है कि उसका नाम बलासू पुत्री गुलाब सिंह है परन्तु पटवार वृत्त पटसारी महाल सारी में खिरी पुत्री गुलाब सिंह गलत दर्ज है। जबकि पटवार वृत्त मण्ढोल में बलासू पुत्री गुलाब सिंह सही दर्ज है। जिसे वह पटवार वृत्त सारी में भी दरुस्त करवाना चाहती है जिसकी छानबीन गिरदावर हल्का जुब्बल व पटवारी पटसारी से करवाई जा चुकी है मुताबिक छानबीन रिपोर्ट से भी पाया गया कि प्रार्थिन का नाम दरुस्ती बारे अग्रह सही है।

प्रार्थना—पत्र में आगामी उचित कार्यवाही करने से पूर्व इस इश्तहार के माध्यम से सर्वसाधारण को सूचित किया जाता है कि यदि किसी व्यक्ति को उपरोक्त प्रार्थिन के नाम को पटवार सर्कल पटसारी चक सारी में खिरी के स्थान पर बलासू पुत्री गुलाब सिंह दरुस्त करने पर कोई उजर व एतराज हो तो वह दिनांक 27—12—2018 को या इससे पूर्व अद्योहस्ताक्षरी की अदालत में हाजिर होकर अपना लिखित व मौखिक एतराज प्रस्तुत करे, दिगर सूरत में यह समझा जाएगा कि प्रार्थिन के नाम को दरुस्त करने पर किसी को कोई आपत्ति नहीं है तथा पटवार सर्कल पटसारी चक सारी में प्रार्थिन के नाम की दरुस्ती के आदेश पारित कर दिये जावेंगे।

आज दिनांक 28-11-2018 को हमारे हस्ताक्षर व मोहर अदालत से जारी हुआ।

मोहर।

चन्द्र मोहन ठाकुर, कार्यकारी दण्डाधिकारी, जुब्बल, जिला शिमला (हि0 प्र0)।

In the Court of Sh. M. D. Sharma, HAS, Additional District Registrar of Marriage-cum-Sub-Divisional Magistrate, Theog, District Shimla, H. P.

In the matter of:

- 1. Mr. Ranveer s/o Shri Atma Ram, r/o Village Nahol, P.O. Tiyali, Tehsil & District Shimla, Himachal Pradesh.
- 2. Smt. Saroj d/o Sh. Chet Ram, r/o Village Bathlawag, P.O. Chambi, Tehsil Chopal, District Shimla, Himachal Pradesh . . . Applicant.

Versus

General Public . . Respondents.

Subject.—Proclamation for the registration of marriage under the H. P. Registration of Marriage Act, 1996.

Mr. Ranveer s/o Shri Atma Ram and Smt. Saroj d/o Sh. Chet Ram have filed an application alongwith affidavits before the court of undersigned under the H. P. Registration of Marriage Act, 1996 that they have solemnized their marriage on 7-7-2012 and they are living as husband and wife since then, hence their marriage is to be registered under the H. P. Registration of Marriage Act, 1996.

Therefore, by this proclamation, the general public is hereby informed through this notice that any person having any objection regarding this marriage can file the objection personally or in writing before within 30 days from the date of publication of this notice after that no objection will be entertained marriage will be registered accordingly.

Given under my hand and seal of the court on this 28th day of the November, 2018.

Additional District Registrar of Marriage-cum-Sub-Divisional Magistrate, Theog, District Shimla, H. P.

M. D. SHARMA (HAS),

In the Court of Smt. Niraj Chandla (H.P.A.S), Marriage Officer-cum-Sub-Divisional Magistrate, Shimla (Urban)

In the matter of:

Seal.

- 1. Sh. Chander Harsh Sood aged about 70 years s/o Late Sh. Rama Nand, r/o Bell Villa, The Mall Shimla, District Shimla-171001, Himachal Pradesh (India).
- 2. Smt. Anjali Sood aged about 69 years w/o Sh. Chander Harsh Sood, r/o Bell Villa, The Mall Shimla, District Shimla-171001, Himachal Pradesh (India). Applicant.

Versus

General Public

Subject.—Proclamation for the registration of marriage under section 15 of Special Marriage Act, 1954.

Sh. Chander Harsh Sood aged about 70 years s/o Late Sh. Rama Nand, r/o Bell Villa, The Mall Shimla, District Shimla-171001, Himachal Pradesh (India) and Smt. Anjali Sood aged about 69 years w/o Sh. Chander Harsh Sood, r/o Bell Villa, The Mall Shimla, District Shimla-171001, Himachal Pradesh (India) have filed an application alongwith affidavits before the court of undersigned on 4-12-2018 under section 15 of Special Marriage Act, 1954 that they had solemnized their marriage on 26th June, 1974 at Sood Sabha Hall, Ram Bazar, Shimla and they are living as husband and wife since then. Hence their marriage may be registered under special marriage Act, 1954.

Therefore, the general public is hereby informed through this notice that any person who has any objection regarding this marriage can file the objection personally or in writing before this court on or before within 30 days from the date of publication of this notice in official gazette after that no objection will be entertained and marriage will be solemnized accordingly.

Issued today 4th December, 2018 under my hand and seal of the court.

Seal.

NIRAJ CHANDLA (HPAS), Marriage Officer-cum-Sub-Divisional Magistrate, Shimla (Urban), District Shimla.

In the Court of Niraj Chandla (H.P.A.S), Sub-Divisional Magistrate, Shimla (Urban), District Shimla, Himachal Pradesh

Shri Retaish Mahajan s/o Shri Sant Kumar Gupta, resident of Sudarshan Cottage, Chakkar, Shimla, Tehsil and District Shimla, H.P. . . . *Applicant*.

Versus

General Public ... Respondent.

Application under section 13(3) of Birth and Death Registration Act, 1969.

Whereas Shri Retaish Mahajan s/o Shri Sant Kumar Gupta, resident of Sudarshan Cottage, Chakkar, Shimla, Tehsil and District Shimla, H.P. has preferred an application to the undersigned for registration of date of birth of himself *i.e.* (DOB 25-9-1990) at above address in the record of Municipal Corporation Shimla.

Therefore, this proclamation, the general public is hereby informed that any person having any objection for entry as to date of Birth mentioned above, may submit his objection in writing in this court on or before 5-1-2019 failing which no objection will be entertained after expiry of date and will be decided accordingly.

Given under my hand and seal of the Court on this 6th day of December, 2018.

Seal.

NIRAJ CHANDLA (HPAS), Sub-Divisional Magistrate, Shimla (Urban), District Shimla.